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5 *Attorneys for Defendant Darlene McCord*

6
7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
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10 **UNITED STATES OF AMERICA,**
11 **Plaintiff,**
12 **vs.**
13 **DARLENE TAYLOR McCORD and**
JAMES BERT McCORD,
14 **Defendants.**

CASE NO. 2:13-cr-00354-JCM-PAL
JOINT MOTION TO EXTEND THE
TIME FOR FILING PRETRIAL
MOTIONS AND DISCLOSURE OF
EXPERT/SUMMARY WITNESSES
(Tenth Request)

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16 COMES NOW Plaintiff, UNITED STATES OF AMERICA, by and through its
17 attorneys, STEVEN MYHRE, Acting United States Attorney, J. PATRICK BURNS,
18 Assistant United States Attorney, and LISA CARTIER-GIROUX, Assistant United States
19 Attorney; Defendant DARLENE TAYLOR McCORD, by and through her attorney,
20 JEFFREY B. SETNESS, ESQ. of the law firm of FABIAN VANCOTT; Defendant
21 JAMES BERT McCORD, by and through his attorney, ROBERT M. McCALLUM, ESQ.
22 of the law firm LESOURD & PATTEN; and hereby files the following Joint Motion to
23 Extend the Time for Filing Pretrial Motions and Disclosure of Expert/Summary Witnesses
24 based upon the following:

25 1. On April 12, 2017, the Court filed an Order (Doc. No. 70) which stated in
26 pertinent part that:

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1 1. The current deadline within which to file any and all pretrial
2 motions; notices of defense; and disclose expert witnesses / summary witnesses of
Friday, April 28, 2017 be vacated and continued to Friday, August 4, 2017.

3 2. The current deadline in which to file any responses to said Motions
4 of Friday, May 12, 2017 be vacated and continued to Friday, August 18, 2017.

5 3. The current deadline in which to file any replies of Friday, May 19,
2017 be vacated and continued to Friday, August 25, 2017.

6 4. Calendar Call currently scheduled for Wednesday, May 31, 2017 at
7 1:30 p.m. be vacated and continued to Wednesday, September 20, 2017 at 1:30
p.m.

8 5. Trial currently scheduled to commence on June 5, 2017 at 9:00 a.m.
9 be vacated and continued to Monday, September 25, 2017 at 9:00 a.m. NO
10 FURTHER CONTINUANCES WILL BE GRANTED ABSENT THE FILING OF
A MOTION AND SHOWING OF GOOD CAUSE.

11 2. The Parties have agreed on the general terms of a Plea Agreement, and the
12 United States is currently in the process of drafting a Plea Agreement.

13 3. In the unlikely event that a Plea Agreement is not reached, the Parties wish
14 to preserve the right to file pretrial motions and disclose expert and/or summary witnesses.

15 Based upon the foregoing, it is respectfully requested that:

16 1. The current deadline within which to file any and all pretrial motions;
17 notices of defense; and disclose expert witnesses / summary witnesses of Friday, August
18 4, 2017 be vacated and continued to Friday, August 18, 2017.

19 2. The current deadline in which to file any responses to said Motions of
20 Friday, August 18, 2017 be vacated and continued to Friday, September 1, 2017.

21 3. The current deadline in which to file any replies of Friday, August 25, 2017
22 be vacated and continued to Friday, September 8, 2017.

23 4. Calendar Call remain scheduled for Wednesday, September 20, 2017 at
24 1:30 p.m.

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1 5. Trial remain scheduled for Monday, September 25, 2017 at 9:00 a.m.

2 DATED this 3rd day of August 2017.

3 STEVEN MYRHE
4 Acting United States Attorney

FABIAN VANCOTT

5 /s/ Patrick Burns
6 PATRICK BURNS
Assistant United States Attorney

/s/ Jeffrey B. Setness
JEFFREY B. SETNESS
Attorneys for Defendant Darlene McCord

7 /s/ Lisa Cartier-Giroux
8 LISA CARTIER-GIROUX
Assistant United States Attorney
9 *Attorneys for Plaintiff United States*

LESOURD & PATTEN
/s/ Robert M. McCallum
ROBERT M. McCALLUM
Attorneys for Defendant James B. McCord

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1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

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4 UNITED STATES OF AMERICA,
5 Plaintiff,
6 vs.
7 DARLENE TAYLOR McCORD and
8 JAMES BERT McCORD,
9 Defendants.

CASE NO. 2:13-cr-00354-JCM-PAL
[PROPOSED] ORDER GRANTING
JOINT MOTION TO EXTEND THE
TIME FOR FILING PRETRIAL
MOTIONS AND DISCLOSURE OF
EXPERT/SUMMARY WITNESSES
(Tenth Request)

10 Based upon the Joint Motion and GOOD CAUSE APPEARING, IT IS HEREBY
11 ORDERED that:

12 1. The current deadline within which to file any and all pretrial motions;
13 notices of defense; and disclose expert witnesses / summary witnesses of Friday, August
14 4, 2017 be vacated and continued to Friday, August 18, 2017.

15 2. The current deadline in which to file any responses to said Motions of
16 Friday, August 18, 2017 be vacated and continued to Friday, September 1, 2017.

17 3. The current deadline in which to file any replies of Friday, August 25, 2017
18 be vacated and continued to Friday, September 8, 2017.

19 4. Calendar Call remain scheduled for Wednesday, September 20, 2017 at
20 1:30 p.m.

21 5. Trial remain scheduled for Monday, September 25, 2017 at 9:00 a.m.

22 August 30, 2017

23 DATE

24 
JAMES C. MAHAN

25 UNITED STATES DISTRICT COURT JUDGE
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ORDER TO EXTEND THE TIME FOR FILING PRETRIAL MOTIONS AND
DISCLOSURE OF EXPERT/SUMMARY WITNESSES

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CERTIFICATE OF SERVICE

In accordance with Rule 49(c) of the Federal Rules of Criminal Procedure and Rule 47-11 of the Local Rules of Practice of the United States District Court for the District of Nevada, I certify that I am an employee of FABIAN VANCOTT and that on this 3rd day of August 2017, I did cause a true copy of:

**JOINT MOTION TO EXTEND THE TIME FOR FILING PRETRIAL MOTIONS
AND DISCLOSURE OF EXPERT/SUMMARY WITNESSES AND TRIAL DATE
(Tenth Request)**

to be served via electronic service by the U.S. District Court CM/ECF system to the parties on the Electronic Filing System in this action.

By: /s/ Sara M. Adams
An employee of FABIAN VANCOTT